

**CITY OF BRIDGEPORT
ORDINANCE COMMITTEE
TUESDAY, MARCH 25, 2014
6:00 PM**

ATTENDANCE: Co-chair Paoletto; Co-chair Martinez-Walker
Council members: DeJesus, Martinez, Torres, Vizzo-Paniccia
Council President McCarthy

CITY STAFF: Associate City Attorney Pacacha
Jodie Paul-Arndt; Deputy CAO/CityStat Director
Warren Blunt; Health & Social Services
Deborah Caviness; Small & Minority Business Resource Office
Christopher Rosario; Director Anti-Blight

Co-chair Paoletto called the meeting to order at 6:10 pm.

Co-chair Paoletto distributed copies of the legal opinion and flyer pertaining to the agenda item #61-13.

Approval of Committee Minutes: February 25, 2014 (Regular Meeting)

**** COUNCIL MEMBER MARTINEZ MOVED TO ACCEPT THE MINUTES**

**** COUNCIL MEMBER TORRES SECONDED**

**** MOTION PASSED UNANIMOUSLY**

Approval of Committee Minutes: March 3, 2014 (Public Hearing)

**** COUNCIL PRESIDENT McCARTHY MOVED TO ACCEPT THE MINUTES**

**** COUNCIL MEMBER MARTINEZ-WALKER SECONDED**

**** MOTION PASSED UNANIMOUSLY**

Co-chair Paoletto stated that the agenda would be taken out of order to address item 61-13 first

61-13 Proposed Amendments to the Municipal Code of Ordinances,
Chapter 6.04 Animal Control Regulations Generally, amend Section
6.04.010 Keeping of Certain Animals Prohibited.

He stated that Warren Blunt of the Health Department was present to represent the health director. Mr. Blunt came forward to address the item.

Mr. Blunt stated that basically, he was looking to submit an amendment to the existing ordinance to allow an opportunity for citizens to engage in raising chickens. They made a stipulation at the health department that will be in charge of permits according to the ordinance and to oversee minimizing any future risks or hazards in raising chickens:

- a) The chickens must be from an approved source
- b) The chickens must be maintained in a certain way
- c) The chickens must be contained in a chicken coup

He explained that they came up with a fair assessment that will allow raising chickens in Bridgeport limiting the number of chickens to **six (6)** and the resident will have to go through training for the first session to be held on April 10, 2014; the training will serve to prevent predators from doing the wrong thing. He emphasized that they want the animals to be kept in a humane and sanitized environment.

Co-chair Paoletto referred to page-1; **3rd bullet point** of the amendment that outlined the plot plan. It was noted that they will add the plot plan of the chicken coup location – *as it was outlined and read*. He noted that basically, when people fill out the application, they will need to provide a drawing of the property line where the coup will be situated – *a 4th bullet point will be added*.

He reviewed the bullet points pertaining to the matter of keeping chickens at a rental property: the **1st bullet point** – *as read* pertained to having written consent from the owner for a single-family rental. The **3rd bullet point** outlined that all paperwork will be kept on file at the health department. The forth bullet point outlined the storage of feed that must be stored in an all metal container at all times. He reviewed the license and established that they will add it must be **(NPIP approved** which is the national standard to be adhered to).

Council President McCarthy asked if there a clean copy of the amendments would be distributed to all the council members. Co-chair Paoletto said he expected it would be.

Co-chair Paoletto continued and reviewed the **5th bullet point** pertaining to the purchase of chickens or hens that will require prior approval from the health department. He reviewed paragraph-7; **5th bullet point** pertaining to the cause of emergency, noting that all chicken coups must be in place and properly maintained at all times.

Co-chair Paoletto relayed that the amendments were on the table for discussion, noting that if they require further tweaking, Mr. Blunt will address it.

Questions from the committee members follow:

Council member Martinez questioned if all the chicken placements will be followed by the ordinance and supervised and if the chickens that are bought will have to be from a licensed chicken distributor. She also questioned if there is sufficient staff to enforce the ordinance. Mr. Blunt replied that there isn't enough staff and they will need to hire more people. He noted that they will probably have to do more with less.

She commented that they might find an increase in requests, since they are now allowing the chicken coup by ordinance.

Co-chair Vizzo-Paniccia stated that it's a hard time during the budget season to do inspections for other establishments as far as health issues. She asked if they will follow the same guidelines as they currently do for Poultry City. Mr. Blunt said yes.

She asked about developing procedures per the changes and adjustments and she commented that the city council should be aware of the changes beforehand to allow time to absorb the information. She further commented that it has taken over ten years for illegal chickens to be taken away, noting the noise and health issues that occurred. She felt they were asking for more trouble by implementing the ordinance.

She mentioned the issue of so many other things going on in the city and to implement an ordinance for chickens wasn't necessary and will only add to more problems with no staff and no budget. It will also involve monitoring from the police and fire departments. She stated that she would vote against the ordinance because she didn't feel the matter was important to the city as it pertains to economic development.

Co-chair Paoletto responded that most of Council member Vizzo-Paniccia's comments were statements rather than questions. Council member Vizzo-Paniccia stressed that she was aware that some council members tend to get an attitude whenever she disagrees with an item. Co-chair Paoletto responded that it's Mr. Blunt's department to address this type of issue. He clarified that the city council has to know their role and limitations, noting that the departments bring forth the matter and if they don't agree; then they can suggest changes etc. He further mentioned that the press has known about the matter for six months only because they received the information beforehand.

Council President McCarthy stated that he wasn't in love with the wording and he was concerned about the noise factor in neighborhoods. Mr. Blunt said the noise is generally channeled to roosters that aren't allowed and the chicken coup has to be situated at a 25 foot distance from a house.

Council member Torres stated that he has three neighbors that raise chickens and there isn't any noise issue, noting that they're not like roosters.

Co-chair Paoletto clarified that some residents that raise chickens fall under the old ordinance that was signed off by the health director.

Council President McCarthy asked what other cities in Connecticut allow for chicken coups. Mr. Blunt said that Hartford, New Haven allows them and New York City.

Council member Walker-Martinez stated there is no manpower to handle monitoring of the chickens. She mentioned that she has had personal experience with a neighbor with a chicken coup. She pointed out that some homes in Bridgeport aren't being kept up to par as it is and this ordinance will just add to the blight issues. She said she would vote against the item.

Council member Torres stated he had a concern with the amendment regarding an increase in the fee. He noted that \$50.000 wasn't enough and he suggested the fee should be \$250.00; because he felt that the \$50.00 fee would encourage people to keep the chicken coup recklessly.

Council member DeJesus asked if the ordinance was written to include a certain amount of acreage. Mr. Blunt said that currently, it's written to allow an opportunity for 2-family and 3-family homes to have chickens. Council member DeJesus stated that if it's a 3-family house with multiple families, this will probably increase the number of chickens that will be kept on the property, i.e., a 3-family house will equate to eighteen chickens on the property.

Council member Martinez commented that the ordinance was created with good intentions to allow raising chickens for families to feed themselves, but instead of helping; she felt it would ultimately hinder the family.

Council member Vizzo-Paniccia commented about the chickens providing a food source for families. She thought that it could be for food purposes or for them to be sold. Co-chair Paoletto expressed that she shouldn't speculate what people will do afterwards.

Council member Vizzo-Paniccia asked if the chicken coup will be a certain amount of feet from a property line. Co-chair Paoletto said it will need to be 25 feet from the host house and 5 feet from the property line.

Council member Vizzo-Paniccia asked if they will also demand that a fence be installed on the property line to prohibit any imposition of the chicken coup – *there was a brief open discussion regarding property line limitations.*

Council member Vizzo-Paniccia added that maintenance of the coup will also bring other critters or rodents.

Council President McCarthy stated that based on the amount of changes suggested, he recommended tabling the item to receive a clean copy of the amendments.

Council member Martinez asked if there is an ordinance now for raising chickens. Mr. Blunt said there is an ordinance in place that allows raising chickens only with the permission of the health director. He explained that they were trying to create an environment that will be more conducive and healthier to raising chickens; they don't want to create a hazardous situation, they are only looking to better enforce the ordinance.

Council member Martinez asked what would happen if the ordinance is voted down. Mr. Blunt said it will then be at the discretion of the health director.

Council member Torres repeated that he has a neighbor with chickens and he thought the ordinance would be good to place a limitation on raising and maintaining chickens. He further stated that he wanted to retract his suggestion of imposing a \$250.00 fee. Overall, he expressed that the ordinance will provide structure to raising chickens.

Council member DeJesus asked if it was safe to assume that people that already have chickens will be grandfathered in. Mr. Blunt said he wasn't sure, but he speculated that those persons would be allowed to keep them upon review and they will have to follow certain parameters that are set and to ensure that the chickens are healthy from an approved source.

Council member Vizzo-Paniccia asked if he had a schedule of inspections that will be followed. Mr. Blunt said currently inspections are scheduled once per year for other establishments, but there isn't a schedule yet for this ordinance.

Council member Vizzo-Paniccia stated that to push the item through was premature. She said she hoped they could pass and make rules for the betterment of the city and not just pass laws in a hasty manner.

Council member Martinez asked if the training will be mandatory for residents looking to raise chickens. Mr. Blunt said yes. And based on need, he said they will probably be a continuous flow of training throughout the year. He added that the person conducting the training will volunteer their time and Beardsley Zoo will also be a participant in the training.

Council member Torres suggested that the training sessions be recorded to make the information available on-line. Mr. Blunt agreed and he noted that the health department

may also participate in the training. Council member Torres commented about the possibility of chickens spreading disease, so the training will be important.

Council member Vizzo-Paniccia questioned what will happen when a city employee attends a night training session. She mentioned this to emphasize any potential liability to the city per the budget issue that comes up every year.

Council member Torres recapped that the choices are to a) leave the matter unregulated or b) structure the ordinance.

**** COUNCIL MEMBER VIZZO-PANICCIA MOVED TO TABLE**

**** CO-CHAIR MARTINEZ-WALKER SECONDED**

Co-chair Paoletto asked the reason(s) for tabling the item – *there were none heard and the motion was rescinded.*

**** COUNCIL MEMBER VIZZO-PANICCIA MOVED TO DENY**

There was no second to the motion

**** COUNCIL PRESIDENT McCARTHY MOVED TO TABLE FOR THE PURPOSE OF SUBMITTING THE PROPOSED AMENDMENTS AND REVISIONS TO THE ORDINANCE AND PROVIDING A CLEAN COPY TO THE COMMITTEE AND COUNCIL MEMBERS**

**** COUNCIL MEMBER DeJESUS SECONDED**

**** MOTION PASSED WITH FOUR VOTES IN FAVOR AND ONE VOTE IN OPPOSITION (COUNCIL MEMBER TORRES)**

**Mr. Blunt left the meeting at 7:05 pm (he was present only to address item 61-13).*

20-13 Proposed Amendments to the Municipal Code of Ordinances, Chapter 3.08 City Contracts and Purchasing Procedures, amend Section 3.08.070 Purchase of Goods and General Services, Subsection (B).

Council member Torres stated that he wanted to withdraw this item.

**** COUNCIL MEMBER TORRES MOVED TO WITHDRAW
ITEM 20-13**

**** COUNCIL PRESIDENT McCARTHY SECONDED**

**** MOTION PASSED UNANIMOUSLY**

16-13 Council Review and Possible Revisions to the City's Purchasing and Procurement Ordinance, Chapter 3.08 City Contract and Purchasing Procedures.

Jodie Paul-Arndt was present to address this item.

Council member Vizzo-Paniccia questioned why the item was brought forward before knowing what the previous procedures entailed. Council President McCarthy said the item was submitted to begin the conversation and the administration has significant suggestions to put it on the table for review that can be accepted, rejected or changed. Right now, it's only a general item to decide how to proceed. He further relayed that they need to decide the best way to approach going through the procedures.

Ms. Paul-Arndt distributed a copy of the ordinance. She stated that the ordinance addressed the full ordinance and they considered all the issues and the suggestions were encouraged. She further noted that a summary **Purchasing Ordinance Proposed Changes 3.08 – City Contract and Purchasing Procedures** of the changes were outlined for proposal – *the changes proposed on page-1 were reviewed.*

Co-chair Paoletto said they would review the changes, have Ms. Paul-Arndt comment and then comments and recommended modifications from the committee would be heard. *The summary page indicated above was reviewed.*

Comments/Questions from the committee members as follow:

Council member Vizzo-Paniccia:

Question about page-8. She questioned the “time is critical factor” from an emergency?

Response – the section pertains to Qualified Purchases.

Question about the Quality of Products and Services? **Response** – all other standards of the ordinance apply and there is already language outlined in the ordinance.

Council member Martinez:

Question about page 13-A in reference to the minority business ordinance? **Response** – information is outlined under Section-10 paragraph 3.12.01 on pages 14 & 15.

Council member Torres:

Question about page-13; paragraph 3.08 City Based Business within 10% of the bid. He asked if they are given an opportunity to match the bid? **Response** – yes, as long as they are qualified.

Question – when they make the laws in Bridgeport, does it affect our business when they do business in other towns? **Response** – the old language is similar and it was noted that New Haven basically has the same ordinance and there isn't any issue with surrounding communities. Council President McCarthy added that this pertains to what he termed “*incentivise*”, i.e., the city is spending dollars to give a slight advantage to surrounding businesses.

He further suggested that the purchasing matter isn't easy to grasp and he suggested that a presentation of an overview as to how the purchasing process works in Bridgeport be scheduled. Co-chair Paoletto questioned who would give the presentation. Council President McCarthy suggested that Attorney Pacacha or Jodie Paul-Arndt could do it.

Council member Vizzo-Paniccia:

Questioned if the process will be easier for businesses? **Response** – yes, general information will be required such as a tax status.

Question if there will be full outreach to every business in the city per the changes that will be made? **Response** – they are open to suggestions as to the best way to get the information out.

Council member Torres:

Question if they were voting on all the changes at once? **Response** – Co-chair Paoletto said that was up to the committee.

Question if there is anything that lends to the city council, pertaining to certification of what has occurred through the years in terms of methodology? **Response** – Attorney Pacacha said there is monthly and annual reporting made in terms of qualified purchases.

Question if that information has been seen and submitted to the city council to date? **Response** – Council President McCarthy stated that generally when there are only exceptions is when the city council receives notes about the changes. He commented that this matter was up for further discussion. However, based on the ability for the department to provide every single change is a lot of paperwork involved.

Council member Torres commented that he thought the process was a little *loosey goosey* when it comes to following protocol. Council President McCarthy responded that it's important for the council to put their stamp on it, noting that it's important to try to receive updates monthly if possible for exceptions, but again, there is a lot of paperwork involved. Co-chair Paoletto added that it was good that the matter was brought up as to

the who, when and how. However, he noted that he would rather receive electronic updates for the exceptions, noting that he agreed the paperwork can get cumbersome and time consuming. Council member Vizzo-Paniccia recalled that the matter of hard copies came up due to the access way situation. She noted that she personally prefers a hard copy of the information.

Council President McCarthy recalled that at the last session they heard some good comments and the committee decided not to pass the item yet. He asked about the Integrity affidavit information. Attorney Pacacha stated that the changes to the Integrity affidavit was suggested to be signed by the contractor to make them expose or divulge that they don't have any conflict with doing the work – *outlined on page-20 of the ordinance*.

Council President McCarthy continued that the affidavit proactively clarifies who they are contracting with and if they have any financial relation with them. If this applies, then the contractor can be fired or disqualified from doing the work. Council member Vizzo-Paniccia questioned how they can decipher what is or what isn't a conflict. Council President McCarthy replied that indicating that they have some relationship with the contractor doesn't necessarily mean they can't fulfill the contract. Attorney Pacacha stated that the CAO has to sign off – *there was further discussion regarding the Integrity affidavit*.

Council President McCarthy reiterated the two items should be done: 1) a copy emailed of the Integrity affidavit to the entire city council 2) an informational Purchasing-101 presentation done by the administration.

Co-chair Paoletto recommended that they schedule the presentation through the Contracts Committee with an open invitation to all city council members. He noted that Jodie Paul-Arndt should also email notice of the meeting through her office. He emphasized that the matter pertaining to this item shouldn't be rushed.

Council member Torres recommended that for contracts over \$2 million, a local Bridgeport contractor should have the opportunity to bid on it and there should be a method to ensure that the rules are followed. Attorney Pacacha responded that the School Building Committee is required to follow the purchasing ordinance and they have to record every month. In addition, all the contractors have to submit a monthly compliance worksheet to measure that they received the amount of work that they were supposed to.

**** COUNCIL MEMBER MARTINEZ MOVED TO TBLE**
**** COUNCIL MEMBER MARTINEZ-WALKER SECONDED**

The motion was temporarily rescinded to make a motion to record the exhibits into the record:

**** COUNCIL PRESIDENT McCARTHY MOVED TO MARK AND ENTER EXHIBIT-1-16-13-3-25-14 BRIDGEPORT CODE OF ORDINANCES INTO THE RECORD**
**** COUNCIL MEMBER MARTINEZ SECONDED**
**** MOTION PASSED UNANIMOUSLY**

**** COUNCIL PRESIDENT McCARTHY MOVED TO MARK AND ENTER EXHIBIT-2-16-13-3-25-14 PURCHASING ORDINANCE PROPOSED CHANGES 3.08 – CITY CONTRACT AND PURCHASING PROCEDURES (1-page summary) INTO THE RECORD**
**** COUNCIL MEMBER MARTINEZ SECONDED**
**** MOTION PASSED UNANIMOUSLY**

**** COUNCIL MEMBER MARTINEZ MOVED TO TABLE**
**** COUNCIL MEMBER MARTINEZ-WALKER SECONDED**
**** MOTION PASSED UNANIMOUSLY**

39-13 Proposed Amendments to the Municipal Code of Ordinances, Chapter 8.76 Anti-Blight Program, amend Section 8.76.020 Definitions, Section 8.76.040 Enforcement and adding New Section 8.76.052 Allocation of Capital Gain.

Christopher Rosario, Director Anti-Blight and Jodie Paul Arndt presented this item.

**** COUNCIL PRESIDENT MOVED TO MARK AND ENTER EXHIBIT-1-39-13-3-25-14 CHAPTER 8.76 ANTI-BLIGHT PROGRAM ORDINANCE INTO THE RECORD**
**** COUNCIL MEMBER MARTINEZ SECONDED**
**** MOTION PASSED UNANIMOUSLY**

**** COUNCIL PRESIDENT MOVED TO MARK AND ENTER EXHIBIT-1a-3-25-14 OF SUMMARY PAGE THAT REFERS TO THREE (3) SEPARATE SECTIONS PERTAINING TO 1) PROPOSED CHANGES 2) GRAFFITI 3) BUILDING PERMITS AND FEES INTO THE RECORD**
**** COUNCIL MEMBER MARTINEZ SECONDED**
**** MOTION PASSED UNANIMOUSLY**

Ms. Paul-Arndt reviewed the changes outlined on the one page summary.

Council member Torres had a question about the definition pertaining to dilapidated buildings outlined on page-4. He disagreed that it should read as it was outlined. He stressed that there are vacant buildings that aren't necessarily dilapidated. He suggested that the definition be tweaked. He clarified that a building doesn't have to be abandoned or vacant to be deemed dilapidated.

He questioned the \$250.00 per offense fee, noting that he thought the amount was excessive. Ms. Paul-Arndt clarified that the point isn't for the city to make money, but to clean up the city – *she referred to page-10* and explained that the fine imposed may be intercepted if the person contacts the department to make an effort to correct the problem that is associated with the property.

Council President McCarthy questioned if each structure is treated the same. Mr. Rosario said yes. Council member McCarthy suggested that perhaps there should be a two-tier fee schedule; a fee for larger buildings and a fee for a single home. Co-chair Paoletto commented that he thought creating a two-tier system wouldn't be plausible, because all the buildings are treated in the same way whether it's a garage or a one building lot or a two building lot. However, he stated that as far as the issue with seniors not being able to afford the fine, this matter was properly addressed. He further relayed that he doesn't have much compassion for some property owners that consciously ignore the blight issues. Overall, he said he didn't feel a two-tier system would work.

Council member Torres stated that he would vote against the item based on the \$250.00 fine.

Council member Martinez stated that she has found that some residents have difficulty paying the fine. She encouraged Mr. Rosario to revise the fine.

She had a question about page-6 regarding the fees going into the budget instead of going to the Anti-blight Department appropriation. Ms. Paul-Arndt responded that the department doesn't really have a specific budget appropriation. The way it works is that the council approves the budget for OPED and the amount comes out of that budget for blight. Council member Martinez commented that other monies are also allocated through CDBG to clean up blight.

Council member Vizzo-Paniccia recalled a question about the money being in the budget that was discussed last month. She said it's a situation where the item isn't itemized and it's only divided into the department. She said she thought the books should show how much money was accounted for specifically for anti-blight. She noted

that although that information was requested, to date the Budget & Appropriations Committee hasn't received it. Mr. Rosario acknowledged the request as noted.

Council President McCarthy stated that there is a revenue and expense line clearly delineated in the budget. He noted that the information can be requested, commenting that they do have a good sense of what they do every year.

Council President McCarthy asked Mr. Rosario for details about the \$250.00 fine. Council member DeJesus questioned if it's a distressed property, should it be one fine or an additional fine, say for instance if the grass is too tall etc. Mr. Rosario replied that the fine is imposed primarily to collect money and for the purpose of the department to send a message that dumping and disrepair aren't tolerated.

Mr. Rosario stated that there is a lot of language trending in Connecticut and other cities. He mentioned the International Maintenance Property Code that is a guideline for fines for blight. He said the matter is expected to pass through the legislature this year, not only for blight but for other code enforcements. He added that the \$250.00 fine level is the industry standard across the board regardless of the severity of the blight; i.e., *blight is blight!*

Council member Torres stated that he still had a concern about the \$250.00 fine, noting that he doesn't want to incentivise the Anti-Blight Department to do what they want to do. He emphasized that blight should be taken care of, but not in a way that they are going after people that they shouldn't be. Ms. Paul-Arndt clarified that the fines collected are proportionately applied to what needs to be done.

**** COUNCIL MEMBER VIZZO-PANICCIA MOVED TO TABLE**

**** COUNCIL MEMBER MARTINEZ SECONDED**

****The reasons below were clarified for tabling the item for the purpose of:***

A) TO ADD A FINANCIAL LINE ITEM TO THE BUDGET

B) TO MAKE AN ADJUSTMENT TO THE \$250.00 FINE

C) TO DETERMINE AND VERIFY THE AMOUNT THAT GOES INTO THE GENERAL FUND

**** MOTION PASSED UNANIMOUSLY**

Co-chair Paoletto called for a 5-minute break at 8:40 pm.

The meeting reconvened at 8:50 pm.

38-13 Proposed Amendments to the Municipal Code of Ordinances,
Chapter 3.12 Equal Opportunity Requirements for Contractors,
amend Section 3.12.130 Minority Business Enterprise Program.

Jodie Paul-Arndt and Deborah Caviness, Sr. Program Administrator presented this item.
The 1-page summary was referenced.

**** COUNCIL MEMBER VIZZO-PANICCIA MOVED TO MARK AND ENTER
EXHIBIT-1-38-13-3-25-14 CHAPTER 3.12 EQUAL OPPORTUNITY
REQUIREMENTS FOR CONTRACTORS INTO THE RECORD**

**** COUNCIL MEMBER MARTINEZ SECONDED**

**** MOTION PASSED UNANIMOUSLY**

**** COUNCIL MEMBER VIZZO-PANICCIA MOVED TO MARK AND ENTER
EXHIBIT-2-38-13-3-25-14 CHAPTER 3.12 MBE ORDINANCE PROPOSED
CHANGES INTO THE RECORD**

**** COUNCIL MEMBER MARTINEZ SECONDED**

**** MOTION PASSED UNANIMOUSLY**

Ms. Paul-Arndt reviewed the summary of the proposed changes.

Council member Vizzo-Paniccia had a question about page-15. It was clarified that it should read that they are **not just using minority subcontractors as a pass through.**

Council member Torres recapped the matter of improving chances for minority contractors and other contractors. He stated that formal contracts remove the issue of contracts for more than \$100k and he had an issue with changing the amount from \$25k to \$100k – *outlined on page 8 and the percentages outlined on pages 14 and 15.*
Response – the percentages were explained, noting that they don't want to allow the 10% because it will result in too wide a range. It's meant to be more of an incentive advantage for the prime contractor that won the bid, but can't meet the goals. In this case, a minority contractor will then have an advantage to bid.

Council member Torres commented that when they go to 1% versus a contractor putting in a bid for 15% it doesn't result in an equitable percentage margin. Attorney Pacacha clarified that the numbers don't often fall where they should. He clarified that the original ordinance section pertaining to the bid percentage was deleted by mistake.

Council member Vizzo-Paniccia had a question about page-1 of the ordinance that pertained to the age between 40 and 65 years inclusive. Attorney Pacacha said that section of the ordinance hadn't been changed at all. Ms. Paul-Arndt referred to page-2; paragraph-A to point out where the age is a protected class.

Council member Vizzo-Paniccia had a question about the ordinance being business friendly in terms of the actual good faith efforts. She wanted to know how they determine if a contractor is really doing that without looking at race or other factors. Ms. Paul-Arndt referred to page-16; paragraph-5 to clarify the goals that they have to demonstrate. Ms. Caviness clarified that when they request a waiver, they are required to submit verification that they put forth a good faith effort; such as proof of a notice that they ran in the newspaper or they can provide a list of the agencies they contacted. She said it's why they now require contractors to show documentation of their efforts. They also have a contract compliance function that checks for verification of all good faith efforts that must be demonstrated according to Attorney Pacacha.

Council member Vizzo-Paniccia asked how they define the goals to the contractors. Ms. Paul-Arndt said the guideline is 15% for minority and women contractors. Council member Vizzo-Pannicia emphasized that it's important to ensure that all contractors are treated equally and given an opportunity.

Council member Martinez asked how the ordinance affects Hispanic women. Attorney Pacacha replied that if they apply as an Hispanic woman, they will be accounted for being that under minority business. Council member Martinez stated that the term Hispanic is not specifically indicated in the ordinance. Attorney Pacacha stated that only 6% is set aside for the African-American minority group which includes Hispanic. They also have target groups for different types of contracts that were outlined in the disparity study. Council member Martinez requested a copy of the disparity study to continue the discussion for Hispanic women.

Co-chair Paoletto relayed what he thought Council member Martinez was trying to express, in that regardless of the disparity study; she is looking to make the contracts bidding process available across the board for everyone. Council member Martinez questioned if it would present a problem to add "Hispanic" women to the wording.

Co-chair Paoletto stated that the disparity study should be electronically sent to every council person. Attorney Pacacha noted that there were two studies done: a) full disparity study consisting of 80-pages b) executive summary consisting of 20-pages – *available on the website*. Co-chair Paoletto stated that both should be made available to the city council.

**** COUNCIL PRESIDENT McCARTHY MOVED TO TABLE**
**** COUNCIL MEMBER MARTINEZ SECONDED**
**** MOTION PASSED UNANIMOUSLY**

Co-chair Paoletto stated that Jodie Paul-Arndt would distribute information for the

*remaining agenda items and that the items will be **tabled and rescheduled** for another meeting.*

41-13 Proposed Amendments to the Municipal Code of Ordinances, amend Chapter 9.08 Offenses Pertaining to Property.

**** COUNCIL PRESIDENT McCARTHY MOVED TO MARK AND ENTER EXHIBIT-1-41-13-3-25-14 CHAPTER 9.08 ORDINANCE INTO THE RECORD**

**** COUNCIL MEMBER MARTINEZ SECONDED**

**** MOTION PASSED UNANIMOUSLY**

**** COUNCIL PRESIDENT McCARTHY MOVED TO TABLE**

**** COUNCIL MEMBER MARTINEZ SECONDED**

**** MOTION PASSED UNANIMOUSLY**

37-13 Proposed Amendments to the Municipal Code of Ordinances, Chapter 15.08 Building Permits and Fees, amend Sections 15.08.010 Building permit and related fees and Section 15.08.020 Building permits to be withheld due to delinquent taxes and user fees.

**** COUNCIL PRESIDENT McCARTHY MOVED TO MARK AND ENTER EXHIBIT-1-37-13-3-25-14 CHAPTER 15.08 ORDINANCE INTO THE RECORD**

**** COUNCIL MEMBER MARTINEZ-WALKER SECONDED**

**** MOTION PASSED UNANIMOUSLY**

**** COUNCIL MEMBER VIZZO-PANICCIA MOVED TO TABLE**

**** COUNCIL MEMBER MARTINEZ SECONDED**

**** MOTION PASSED UNANIMOUSLY**

34-13 Proposed Amendments to the Municipal Code of Ordinances, Chapter 3.08 City Contract and Purchasing Procedures, amend Section 3.08.070 Purchasing Procedure and Section 3.08.090 Disqualification of vendors from doing business with the City-Procedure.

**** COUNCIL MEMBER VIZZO-PANICCIA MOVED TO TABLE**

**** COUNCIL MEMBER TORRES SECONDED**

**** MOTION PASSED UNANIMOUSLY**

ADJOURNED

**** COUNCIL MEMBER MARTINEZ MOVED TO ADJOURN
** COUNCIL MEMBER MARTINEZ-WALKER SECONDED
** MOTION PASSED UNANIMOUSLY**

The meeting was adjourned at 9:40 pm.

Respectfully submitted,

Diane Graham
Telesco Secretarial Services